

1 McGREGOR W. SCOTT  
United States Attorney  
2 KENNETH J. MELIKIAN  
Assistant U.S. Attorney  
3 501 I Street, Suite 10-100  
Sacramento, Ca. 95814  
4 Telephone: (916) 554-2700

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8 IN THE UNITED STATES DISTRICT COURT FOR THE  
9 EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA, ) CR. NO. S-04-224 WBS  
12 )  
Plaintiff, )  
13 ) STIPULATION; ORDER  
14 )  
TURK WALTER BLACK, )  
15 )  
Defendant. )  
\_\_\_\_\_ )

16 Defendant Turk Walter Black, through Anthony J. Feldstein,  
17 Attorney At Law, and the United States of America, through  
18 Assistant U.S. Attorney Kenneth J. Melikian, request and agree  
19 that the status conference scheduled for April 23, 2007, be  
20 vacated. The parties further request and stipulate that a status  
21 conference be placed on the court's June 4, 2007, calendar.

22 This case is very complex, and the parties have initiated  
23 serious settlement discussions. These discussions have resulted  
24 in the government providing defense counsel early discovery of  
25 some Jencks materials.

26 After that disclosure, defense counsel has called the  
27 government's prosecutor to discuss that evidence, and to continue  
28 negotiations. The prosecutor, however, has been focusing his

entire attention on the presentation of evidence in a RICO trial now in progress, United States v. Charles Lee White, CR.S.-03-042 FCD. The White case is extremely complex, and includes allegations of four murders which must be proved. As such, for the time being, the prosecutor has virtually no time to spend on any other matter. It is anticipated, however, that the government will conclude the presentation of its case in approximately two or three weeks, after which the prosecutor can tend to the Black case.

For these reasons, the parties request that the status conference scheduled for April 23, 2007, be vacated, and that a status conference be calendared for June 4, 2007. The parties further agree that time should also be excluded through June 4, 2007, from computation under the Speedy Trial Act pursuant to local code T4 (18 U.S.C. § 3161(h)(8)(B)(iv)) in order to afford the defendant reasonable time to prepare his case.

DATED: April 20, 2007

McGREGOR W. SCOTT  
United States Attorney

By: /s/ Kenneth J. Melikian  
KENNETH J. MELIKIAN  
Assistant U.S. Attorney

DATED: April 20, 2007

/s/ Kenneth J. Melikian  
ANTHONY J. FELDSTEIN  
Attorney for Defendant  
(Signed by Kenneth J. Melikian  
per authorization by Anthony J.  
Feldstein)

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1 IT IS SO ORDERED.

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3 DATED: April 23, 2007

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5 WILLIAM B. SHUBB  
6 UNITED STATES DISTRICT JUDGE  
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